

CLERK'S OFFICE U.S. DIST. COURT  
AT ROANOKE, VA  
FILED  
March 31, 2025  
LAURA A. AUSTIN, CLERK  
BY: s/A. Beeson  
DEPUTY CLERK

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION**

**MATTHEW GUST,  
Plaintiff,**

**Civil Action No. 7:25-cv-00100**

**v.**

**MEMORANDUM OPINION**

**UNITED STATES OF AMERICA,  
Defendant(s).**

**By: Michael F. Urbanski  
Senior United States District Judge**

Plaintiff, proceeding pro se, filed a civil rights complaint, pursuant to 28 U.S.C. 2671 . Plaintiff did not prepay the filing costs or submit the information required to proceed in forma pauperis under 28 U.S.C. § 1915(b) in this court to pay the filing fee through installments from plaintiff's trust account. By order entered February 13, 2025 , the court directed plaintiff to submit within 30 days from the date of the order a signed and dated complaint, a statement of assets, and a prisoner trust account report (or institutional equivalent) for the six-month period immediately preceding the filing of the complaint. The prisoner trust account report must be filled out, signed, and dated by the appropriate prison official of each prison at which plaintiff is or was confined in order for the court to continue this action without payment of the filing fee. Plaintiff was advised that a failure to comply would result in dismissal of this action without prejudice.

More than 30 days have elapsed, and plaintiff has failed to comply with the described conditions and has not qualified to proceed in forma pauperis under § 1915(b). Accordingly, the court dismisses the action without prejudice and strikes the case from the active docket of the court. Plaintiff may refile the claims in a separate action once plaintiff is prepared to comply with the noted conditions.

The Clerk is directed to send a copy of this Memorandum Opinion and accompanying Order to plaintiff.

ENTERED: March 29, 2025.

A handwritten signature in blue ink, appearing to read 'Mike Urbanski', is positioned to the left of the printed name and title.

Mike Urbanski  
Senior U.S. District  
Judge  
2025.03.29 22:41:55  
-04'00'

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Senior United States District Judge